

**BUSINESS REPORT**

**MONTANA HOUSE OF REPRESENTATIVES  
61st LEGISLATURE - REGULAR SESSION**

**HOUSE STATE ADMINISTRATION COMMITTEE**

**Date:** Tuesday, February 3, 2009  
**Place:** Capitol

**Time:** ~~8:00~~ am 9:00 am  
**Room:** 455

**BILLS and RESOLUTIONS HEARD:**

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Add Postponed (PP) when appropriate:

SB 72, SJ 13

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**EXECUTIVE ACTION TAKEN:**

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Enter P(pass) F(failed) DPAA (do pass as amended) BC(be concurred in) BCAA (be concurred in as amended):

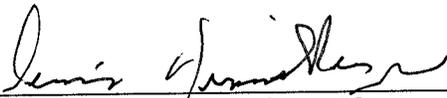
HB 289 DPAA \_\_\_\_\_

HB 170 DPAA \_\_\_\_\_

SJ 13 BC \_\_\_\_\_

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**COMMENTS:**



\_\_\_\_\_  
REP. Dennis Himmelberger, Chairman

**HOUSE OF REPRESENTATIVES**  
**Roll Call**  
**State Administration COMMITTEE**

DATE: Feb. 03, 2009

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
Representative O'Hara		✓ ex
Representative Dickenson	✓	
Representative Bean	✓	
Representative Belcourt	✓	
Representative Boniek	✓	
Representative Boss Ribs	✓	
Representative Brown	✓	
Representative Caferro	✓	
Representative Hands		✓
Representative Hendrick		✓ ex
Representative Ingraham	✓	
Representative MacLaren	✓	
Representative Malek	✓	
Representative Phillips	✓	
Representative Van Dyk	✓	
Representative Washburn	✓	
Representative Wilmer	✓	
Chairman Himmelberger	✓	



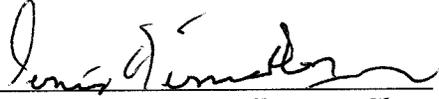
**HOUSE STANDING COMMITTEE REPORT**

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Mr. Speaker:

We, your committee on **State Administration** recommend that **Senate Joint Resolution 13**  
(third reading copy – blue) **be concurred in.**

Signed:   
*Representative Dennis Himmelberger, Chair*

To be carried by Representative Shannon Augare

- END -

**Committee Vote:**

**Yes 18, No 0**

Fiscal Note Required

SJ0013001SC04950.hjd



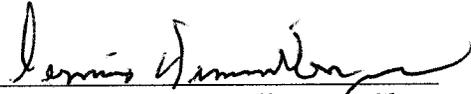
**HOUSE STANDING COMMITTEE REPORT**

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Mr. Speaker:

We, your committee on **State Administration** recommend that **House Bill 289** (first reading copy – white) **do pass as amended.**

Signed:   
*Representative Dennis Himmelberger, Chair*

**And, that such amendments read:**

1. Page 1, line 23.  
**Strike:** "or adjourn"

- END -

**Committee Vote:**

**Yes 18, No 0**

Fiscal Note Required

HB0289002SC.hjd



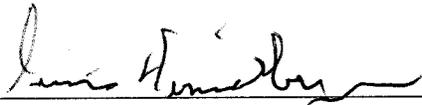
## HOUSE STANDING COMMITTEE REPORT

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Mr. Speaker:

We, your committee on **State Administration** recommend that **House Bill 170** (first reading copy – white) **do pass as amended**.

Signed:   
*Representative Dennis Himmelberger, Chair*

**And, that such amendments read:**

1. Page 36, line 13.

**Insert:** "NEW SECTION. **Section 24. Compliance with federal laws regarding military service.** (1) With respect to a member's death occurring on or after January 1, 2007, while the member is performing qualified military service covered under the Heroes Earnings Assistance and Relief Tax Act of 2008, Public Law 110-245, and to the extent required by section 401(a)(37) of the Internal Revenue Code, 26 U.S.C. 401(a)(37), the designated beneficiaries are entitled to benefits that the system would have provided if the member's death had occurred while in covered employment.

(2) With respect to a member's disability occurring on or after January 1, 2009, while the member is performing qualified military service covered under the Heroes Earnings Assistance and Relief Tax Act of 2008, Public Law 110-245, and to the extent required by section 401(a)(37) of the Internal Revenue Code, 26 U.S.C. 401(a)(37), the members is entitled to any benefits that the system would have provided had the member become disabled while in covered employment."

**Renumber:** subsequent sections

2. Page 36, line 14.

**Strike:** "and"

**Insert:** ", "

**Following:** "10"

**Insert:** ", and 24"

**Committee Vote:**

**Yes 17, No 1**

Fiscal Note Required

HB0170001SC.hjd

3. Page 36, line 16.

**Strike:** "and"

**Insert:** ", "

**Following:** "10"

**Insert:** ", and 24"

4. Page 37, line 17.

**Insert:** "(14) [Section 24] applies retroactively to retirement system member deaths on and after January 1, 2007, and to retirement system member disabilities on and after January 1, 2009."

- END -



